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June 4, 1996

William F. Caton, Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, D.C. 20554

Re: **Notice of Written Ex Parte Presentation**  
**WT Docket No. 96-59**  
**GN Docket No. 90-314**

Dear Mr. Caton:

On behalf of the Coalition of New York Rural Telephone Companies ("Coalition"), this notice is submitted in accordance with Section 1.1206(a)(1) of the Commission's Rules, with the original and one copy submitted to the Commission's Secretary.

On June 4, 1996, the Coalition, at the direction of Larry S. Roadman, President of Margaretville Telephone Co., Inc., provided to David R. Siddall, Legal Advisor to Commissioner Susan Ness, a copy of the attached letters concerning the above-referenced dockets. The letters were addressed to The Honorable Reed E. Hundt, Chairman of the Commission, from The Honorable Michael G. Oxley (dated May 30, 1996), and The Honorable Sherwood L. Boehlert (dated May 28, 1996). Written comments were previously filed by the Coalition in this proceeding.

Very truly yours,



David L. Nace

cc: David R. Siddall (by hand-delivery)

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**MICHAEL G. OXLEY**  
4TH DISTRICT OHIO

1233 RAYBURN HOUSE OFFICE BUILDING  
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**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-3504**  
**May 30, 1996**

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The Honorable Reed E. Hundt  
Federal Communications Commission  
1919 M Street, N.W.  
Washington, DC 20554

Dear Chairman Hundt:

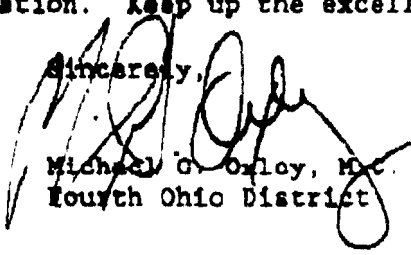
I am writing concerning eligibility rules for the upcoming D-, E-, and F-block spectrum auctions. Specifically, I wish to reinforce congressional intent regarding the entrepreneurial nature of F-block bidding.

My hope is that small businesses and rural entities will be afforded realistic opportunities to obtain licenses. The timely build-out of PCS systems is vital to the economic development of rural areas. There is a fear that the more urban-focused business plans of many licensees could cause time lags in bringing service to non-metropolitan areas.

As you know, Section 309(j)(3) of the Act calls for the rapid deployment of new services and the dissemination of licenses to a wide variety of applicants, explicitly including small businesses and rural telephone companies. I trust that the Commission will be mindful of the spirit of this mandate during its rulemaking, consistent with the statute and all applicable rules and regulations.

Thank you for your consideration. Keep up the excellent work.

Sincerely,

  
Michael G. Oxley, M.C.  
Fourth Ohio District

cc: Commissioner James H. Quello  
Commissioner Rachelle B. Chong  
Commissioner Susan Ness

SHERWOOD BOEHLERT  
230 DUMFRIES, NEW YORK

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**Congress of the United States**  
**House of Representatives**

Washington, DC 20515-3223

May 28, 1996

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Honorable Reed E. Hundt  
Chairman  
Federal Communications Comm.  
1919 M Street, N.W.  
Room 814  
Washington, D.C. 20554

Dear Mr. Chairman:

It is my understanding that the FCC is in the process of establishing eligibility rules for the Personal Communications Service (PCS) 10Mhz spectrum auction. I am concerned that the express intent of Congress, that small businesses be afforded realistic opportunities to obtain PCS licenses, has not, and will not be realized in the PCS spectrum auction.

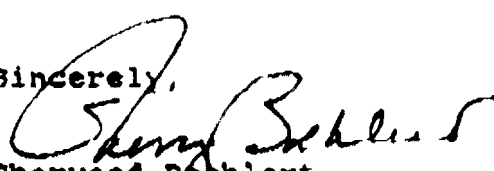
The reservation for "entrepreneurs" of the C (30Mhz) and F (10Mhz) block auctions was the FCC's attempt to meet the Congressional small business mandate. Analyses of the recently completed C-block auction show that small businesses did not fare well, unless they were the "control group" in new business ventures with large companies having virtually unlimited sources of bid financing.

I urge you to modify the eligibility rules for the F-block auction to ensure that small businesses be allowed to apply for and hold these licenses. Rural areas like the district I represent rely on small businesses to provide service, and will not be helped if all the spectrum is granted to small businesses that are aligned with large conglomerates.

I appreciate your consideration of this important matter.

With warmest regards,

Sincerely,

  
Sherwood Boehlert  
Member of Congress

SB:KW

CC: Commissioners  
Andrew Barrett  
James Quallo  
Rachelle Chong  
Susan Ness